

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

STEPHEN HUTCHINGS,
Plaintiff,

v.

BEN FRANKLIN TRANSIT and TIM
FREDERICKSON,
Defendants.

No. CV-06-5047-FVS

ORDER DISMISSING TIM
FREDERICKSON AND CLOSING FILE

THIS MATTER came before the Court for oral argument on Defendant Timothy Frederickson's Motion for Summary Judgment, Ct. Rec. 24, on May 18, 2007. The Plaintiff was represented by Stephen C. Lacy. The Defendants were represented by Shannon E. Phillips.

The Plaintiff having failed to respond to Frederickson's motion for summary judgment, and the Plaintiff having further agreed that Frederickson is not a proper party to this suit,

IT IS HEREBY ORDERED:

1. Timothy Fredericksons' Motion for Summary Judgment, **Ct. Rec. 24**, is **GRANTED**.

2. The District Court Executive shall enter judgment in favor of the Defendants.

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1 **IT IS SO ORDERED.** The District Court Executive is hereby
2 directed to enter this order, furnish copies to counsel, and **CLOSE THE**
3 **FILE.**

4 **DATED** this 9th day of July, 2007.

5
6 s/ Fred Van Sickle

 Fred Van Sickle
7 United States District Judge